



AMENDMENT NO. _____ Calendar No. _____

Purpose: To provide the Federal Trade Commission with oversight authority over health insurance issuers.

IN THE SENATE OF THE UNITED STATES—111th Cong., 1st Sess.

H. R. 3590

To ar		dify
th	AMENDMENT NO 3067	ers
of	By <u>Pryor - OTHERS</u>	loy-
ee	To: <u>AMDT. No. 2786</u>	
Refer	<u>2</u>	nd
	Page(s)	

GPO: 2008 45-603 (mac)

AMENDMENT intended to be proposed by Mr. PRYOR (for himself, Mrs. BOXER, and Mr. ROCKEFELLER) to the amendment (No. 2786) proposed by Mr. REID

Viz:

- 1 At the appropriate place, insert the following:
- 2 **SEC. ____ . FEDERAL TRADE COMMISSION OVERSIGHT OVER**
- 3 **HEALTH INSURANCE ISSUERS.**
- 4 Section 6 of the Federal Trade Commission Act (15
- 5 U.S.C. 46) is amended in the undesignated matter fol-
- 6 lowing subsection (l), by striking "Nothing" and all that
- 7 follows through "was made." and inserting the following:

1 “Notwithstanding the Act of March 9, 1945 (15
2 U.S.C. 1011 et seq.) and the definition of corporation in
3 section 4, the Commission may use the authority described
4 in this section to conduct studies, prepare reports, and dis-
5 close information relating to insurance, without regard to
6 whether the subject of the study, report, or the informa-
7 tion is for-profit or not-for-profit.

8 “Subject to the Act of March 9, 1945 (15 U.S.C.
9 1011 et seq.) and notwithstanding the definition of cor-
10 poration in section 4, the provisions of this Act shall apply
11 to an insurer without regard to whether such insurer is
12 for-profit or not-for-profit. For purposes of this para-
13 graph, an employer or membership organization not orga-
14 nized for its own profit or that of its members that pro-
15 vides health care or medical malpractice benefits only to
16 its employees or members shall not be deemed to be a
17 health insurer or a medical malpractice insurer, provided
18 that this exclusion shall not apply to a separate entity that
19 issues insurance or to an organization whose sole or pri-
20 mary membership benefit is insurance.”.